

**CHAPTER NO. 637**

**HOUSE BILL NO. 3037**

**By Representative McKee**

**Substituted for: Senate Bill No. 3109**

**By Senator Elsea**

AN ACT to amend Tennessee Code Annotated, Section 50-3-903, relative to the authority to assess penalties.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 50-3-903, is amended by deleting the section in its entirety and by substituting instead the following:

(a) The Commissioner of Labor and Workforce Development shall not designate any person of a rank below division administrator to:

- (1) Determine to institute an action under § 50-3-401;
- (2) Seek judicial review under § 50-3-806;
- (3) Recommend to a district attorney general the institution of a criminal proceeding under § 50-3-409 or part 5 of this chapter; or
- (4) Permit the giving of advance notice of an inspection under §§ 50-3-301 – 50-3-306.

(b) The Commissioner of Labor and Workforce Development shall not designate any person of a rank below division director to assess penalties under §§ 50-3-402 – 50-3-408;

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: March 27, 2000

  
JIMMY RAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

APPROVED this 5<sup>th</sup> day of April 2000

  
DON CONQUIST, GOVERNOR